

105TH CONGRESS  
1ST SESSION

# H. R. 2495

To amend the Higher Education Act of 1965 to increase postsecondary education opportunities for Hispanic students and other student populations underrepresented in postsecondary education.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 18, 1997

Mr. HINOJOSA (for himself, Mr. BECERRA, Mr. ROMERO-BARCELÓ, Ms. SANCHEZ, Ms. VELÁZQUEZ, Mr. GONZALEZ, Mr. MARTINEZ, Mr. ORTIZ, Mr. TORRES, Mr. SERRANO, Mr. PASTOR, Mr. GUTIERREZ, Mr. MENENDEZ, Ms. ROYBAL-ALLARD, Mr. UNDERWOOD, Mr. REYES, Mr. RODRIGUEZ, Mr. BLUMENAUER, Mr. GREEN, Mr. HASTINGS of Florida, Mr. FORD, Ms. JACKSON-LEE of Texas, Mr. FATTAH, and Mr. DELUMS) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Higher Education Act of 1965 to increase postsecondary education opportunities for Hispanic students and other student populations underrepresented in postsecondary education.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 **SECTION 1. SHORT TITLE; REFERENCES.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Higher Education for the Twenty-First Century Act”.

1 (b) REFERENCES.—Except as otherwise specifically  
 2 provided, whenever in this Act an amendment or repeal  
 3 is expressed as an amendment or repeal of a section or  
 4 other provision, the reference shall be considered to be  
 5 made to that section or provision in the Higher Education  
 6 Act of 1965.

7 **SEC. 2. HISPANIC-SERVING INSTITUTIONS.**

8 (a) IN GENERAL.—Title III is amended—

9 (1) by redesignating parts C and D as parts E  
 10 and F, respectively;

11 (2) by redesignating section 331 as section 341;

12 (3) by redesignating sections 351 through 360  
 13 as sections 361 through 370, respectively;

14 (4) by redesignating section 316 as part C and  
 15 transferring and inserting such part after part B;  
 16 and

17 (5) by amending such part C (as so redesign-  
 18 nated) to read as follows:

19 “PART C—HISPANIC-SERVING INSTITUTIONS

20 **“SEC. 331. FINDINGS.**

21 “The Congress hereby finds and declares the follow-  
 22 ing:

23 “(1) The disparity in educational opportunity  
 24 between Hispanics and other Americans has become  
 25 increasingly apparent. Hispanic student participa-

1       tion in higher education has remained basically stag-  
2       nant with only 8 percent of Hispanic students at-  
3       tending higher education, and with Hispanic stu-  
4       dents experiencing a high school drop out rate in ex-  
5       cess of 30 percent. Hispanics have the lowest college  
6       participation rates of any major race or ethnic group  
7       and attain degrees at a much lower rate than white  
8       students.

9               “(2) Efforts to correct this severe underrep-  
10       resentation of Hispanics in postsecondary education  
11       have been woefully inadequate. All too often, re-  
12       sponses that could be found were targeted too broad-  
13       ly, constructed too narrowly, or underfunded. With  
14       the single exception of the Pell Grant program, Fed-  
15       eral higher education programs severely underserve  
16       Hispanics.

17              “(3) Hispanic-serving institutions of higher  
18       education have contributed significantly to providing  
19       equal educational opportunities for Hispanic stu-  
20       dents, particularly students from low-income and  
21       educationally disadvantaged families. Hispanic-serv-  
22       ing institutions serve a unique function within the  
23       Nation’s higher education community. While con-  
24       stituting only 3 percent of the Nation’s higher edu-  
25       cation institutions, they served more than half of all

1 Hispanic students enrolled in postsecondary edu-  
2 cation.

3 “(4) Hispanic-serving institutions shoulder the  
4 burden of providing high-quality educational oppor-  
5 tunities for the fastest growing segment of the Na-  
6 tion’s population. This population has the Nation’s  
7 highest secondary school drop out rate and an ex-  
8 ceedingly low level of participation in Federal higher  
9 education intervention programs such as Upward  
10 Bound. It also has historically been subjected to  
11 educational, economic, and political discrimination.  
12 Absent the existence of these necessary and critical  
13 institutions, Hispanic students would be less likely  
14 to have access to the benefits of postsecondary edu-  
15 cation. However, many Hispanic-serving institutions  
16 lack adequate institutional and financial resources to  
17 fully meet the growing postsecondary educational  
18 needs of this target population.

19 “(5) Providing financial assistance to eligible  
20 Hispanic-serving institutions to enable them to  
21 strengthen their institutional, academic, and fiscal  
22 resources, and to increase their services for Hispanic  
23 and other low-income, educationally disadvantaged  
24 students will increase the institutions’ viability and  
25 self-sufficiency and will enable Hispanic-serving in-

stitutions to meet better the critical 21st century  
needs of the Nation.

**“SEC. 332. PROGRAM AUTHORIZED.**

“(a) IN GENERAL.—The Secretary shall provide  
grants and related assistance to Hispanic-serving institu-  
tions to enable such institutions to improve and expand  
their capacity to serve Hispanic students and other low-  
income individuals.

“(b) AUTHORIZED ACTIVITIES.—

“(1) TYPES OF ACTIVITIES AUTHORIZED.—  
Grants awarded under this section shall be used by  
Hispanic-serving institutions of higher education to  
assist such institutions to plan, develop, undertake,  
and carry out programs.

“(2) EXAMPLES OF AUTHORIZED ACTIVITIES.—  
Such programs may include—

“(A) purchase, rental, or lease of scientific  
or laboratory equipment for educational pur-  
poses, including instructional and research pur-  
poses;

“(B) renovation and improvement in class-  
room, library, laboratory, and other instruc-  
tional facilities;

“(C) support of faculty exchanges, and fac-  
ulty development and faculty fellowships to as-

1           sist in attaining advanced degrees in their field  
2           of instruction;

3           “(D) curriculum development and aca-  
4           demic instruction;

5           “(E) purchase of library books, periodicals,  
6           microfilm, and other educational materials;

7           “(F) funds and administrative manage-  
8           ment, and acquisition of equipment for use in  
9           strengthening funds management;

10          “(G) joint use of facilities such as labora-  
11          tories and libraries; and

12          “(H) academic tutoring and counseling  
13          programs and student support services.

14   **“SEC. 333. GRANTS FOR GRADUATE AND PROFESSIONAL**  
15           **PROGRAMS.**

16          “(a) IN GENERAL.—The Secretary shall provide  
17          grants and related assistance to Hispanic-serving institu-  
18          tions with graduate and professional programs to enable  
19          such institutions to improve and expand graduate and pro-  
20          fessional opportunities for Hispanic students and other  
21          students underrepresented in graduate education.

22          “(b) AUTHORIZED ACTIVITIES.—Grants awarded  
23          under this section shall be used by Hispanic-serving insti-  
24          tutions—

1           “(1) to recruit Hispanic students and other stu-  
2       dents underrepresented in graduate education to en-  
3       roll in graduate and professional programs;

4           “(2) to provide stipends for such students;

5           “(3) to increase the capacity of the institution  
6       to serve such students by increasing faculty or coun-  
7       selling services for such students; or

8           “(4) to expand the number of Hispanic and  
9       other underrepresented graduate and professional  
10      students that can be served by the institution by ex-  
11      panding courses and institutional resources.

12   **“SEC. 334. APPLICATION PROCESS.**

13       “(a) INSTITUTIONAL ELIGIBILITY.—Each Hispanic-  
14   serving institution desiring to receive assistance under this  
15   Act shall submit to the Secretary such enrollment data  
16   as may be necessary to demonstrate that it is a Hispanic-  
17   serving institution as defined in section 335, along with  
18   such other information and data as the Secretary may by  
19   regulation require.

20       “(b) APPLICATIONS.—Any institution which is deter-  
21   mined by the Secretary to be a Hispanic-serving institu-  
22   tion (on the basis of the information and data submitted  
23   under subsection (a)) may submit an application for as-  
24   sistance under this part to the Secretary. Such application  
25   shall include—

1           “(1) a 5-year plan for improving the assistance  
2           provided by the Hispanic-serving institution to His-  
3           panic students and other low-income individuals; and

4           “(2) such other information and assurance as  
5           the Secretary may require.

6           “(c) PRIORITY.—With respect to applications for as-  
7           sistance under section 332, the Secretary shall give prior-  
8           ity to applications that contain satisfactory evidence that  
9           such institution has entered into or will enter into a col-  
10          laborative arrangement with at least one local educational  
11          agency to provide such agency with assistance (from funds  
12          other than funds provided under this part) in reducing  
13          Hispanic dropout rates, improving Hispanic rates of aca-  
14          demic achievement, and increasing the rates at which His-  
15          panic high school graduates enroll in higher education.

16       **“SEC. 335. SPECIAL RULE.**

17           “‘No Hispanic-serving college or university which is  
18          eligible for and receives funds under this part may concur-  
19          rently receive other funds under part A or B.

20       **“SEC. 336. DEFINITIONS.**

21           “‘For purposes of this part:

22           “(1) HISPANIC-SERVING INSTITUTION.—The  
23          term ‘Hispanic-serving institution’ means an institu-  
24          tion of higher education which—



1           “(A) is an eligible institution under section  
2           312(b);

3           “(B) at the time of application, has an en-  
4           rollment of undergraduate full-time equivalent  
5           students that is at least 25 percent Hispanic  
6           students; and

7           “(C) provides assurances that not less than  
8           50 percent of its Hispanic students are low-in-  
9           come individuals.

10          “(2) LOW-INCOME INDIVIDUAL.—The term  
11          ‘low-income individual’ means an individual from a  
12          family whose taxable income for the preceding year  
13          did not exceed 150 percent of an amount equal to  
14          the poverty level determined by using criteria of pov-  
15          erty established by the Bureau of the Census.”.

16          (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
17          370(a) (as redesignated by subsection (a)(3) of this sec-  
18          tion) is amended—

19               (1) in paragraph (1)—

20                       (A) by striking “(A)” after “PART A.—”;

21                       (B) by striking “(other than section 316)”;

22                       and

23                       (C) by striking subparagraph (B);

24               (2) by redesignating paragraph (3) as para-  
25          graph (4);

1 (3) in paragraph (4) (as so redesignated)—

2 (A) by striking “C.—” and inserting  
3 “E.—”; and

4 (B) by striking “part C,” and inserting  
5 “part E,”; and

6 (4) by inserting after paragraph (2) the follow-  
7 ing:

8 “(3) PART C.—(A) There are authorized to be  
9 appropriated to carry out part C (other than section  
10 332), \$80,000,000 for fiscal year 1999, and such  
11 sums as may be necessary for each of the 4 succeed-  
12 ing fiscal years.

13 “(B) There are authorized to be appropriated  
14 to carry out section 332, \$20,000,000 for fiscal year  
15 1999, and such sums as may be necessary for each  
16 of the 4 succeeding fiscal years.”.

17 **SEC. 3. AMERICAN INDIAN TRIBAL COLLEGES AND UNIVER-**  
18 **SITIES.**

19 (a) AMENDMENT.—Title III is amended by inserting  
20 after part C the following new part:

21 **“PART D—STRENGTHENING AMERICAN INDIAN**  
22 **TRIBAL COLLEGES AND UNIVERSITIES**

23 **“SEC. 351. FINDINGS AND PURPOSES.**

24 “The Congress finds the following:

1           “(1) The first six American Indian Tribal Col-  
2           leges were established by their constituent tribal gov-  
3           ernments in the late 1960’s and early 1970’s to  
4           bring higher education opportunities to American In-  
5           dians living on remote reservations, who until that  
6           time had been virtually excluded from the higher  
7           education system in the United States.

8           “(2) Currently, 30 Tribal Colleges and Univer-  
9           sities exist on Indian lands throughout the United  
10          States, serving more than 25,000 students.

11          “(3) In addition to providing academic, voca-  
12          tional, and technical programs similar to those at  
13          mainstream institutions, Tribal Colleges and Univer-  
14          sities address the challenges of this Nation’s welfare  
15          system by providing GED, basic remedial and other  
16          college preparatory courses, as well as a wide range  
17          of community support and cultural preservation  
18          services, including job training, child care, economic  
19          development planning, tribal archiving, and native  
20          language instruction.

21          “(4) Despite their growth and the documented  
22          need for the opportunities they provide, Tribal Col-  
23          leges and Universities remain the most poorly fund-  
24          ed institutions of higher education in this country,  
25          with their core funding, which is authorized under

1 the Tribally Controlled Community Colleges Assist-  
2 ance Act of 1978, remaining significantly below the  
3 authorized levels.

4 “(5) Because Tribal Colleges and Universities  
5 are located primarily in isolated communities on re-  
6 mote Indian reservations, which are Federal trust  
7 territories, the States have no obligation to fund  
8 them, and although tribal governments possess the  
9 sovereign authority to tax, high unemployment and  
10 poverty rates and the lack of widespread economic  
11 development effectively vitiate a dependable tax base.

12 “(6) Due to the lack of adequate and stable  
13 funding, the physical plants and academic resources  
14 of the Tribal Colleges and Universities are at risk,  
15 with health and safety hazards seriously threatening  
16 the continued viability of some of the institutions.

17 “(7) Following a resolution of the Congress, an  
18 Executive Order on Tribal Colleges and Universities  
19 was signed in 1996, which reaffirms the special rela-  
20 tionship of the Federal Government to American In-  
21 dians and Alaskan Natives and is intended to help  
22 ensure that Tribal Colleges and Universities are  
23 more fully recognized as accredited institutions, have  
24 access to the opportunities afforded other institu-

1        tions, and have Federal resources committed to  
2        them on a continuing basis.

3            “(8) Financial assistance to establish or  
4        strengthen the physical plants, financial manage-  
5        ment, academic resources, and endowments of the  
6        Tribal Colleges and Universities are appropriate  
7        methods to enhance these institutions and to expand  
8        their capacity to serve American Indian students.

9        **“SEC. 352. DEFINITIONS.**

10       “For the purposes of this part—

11            “(1) the term ‘Indian’ means a person who is  
12        a member of an Indian tribe;

13            “(2) the term ‘Indian tribe’ means any Indian  
14        tribe, band, nation, or other organized group or com-  
15        munity, including any Alaskan Native village or re-  
16        gional or village corporation as defined in or estab-  
17        lished pursuant to the Alaska Native Claims Settle-  
18        ment Act, which is recognized as eligible for the spe-  
19        cial programs and services provided by the United  
20        States to Indians because of their status as Indians;

21            “(3) the term ‘Tribal College or University’  
22        means an institution of higher education which is  
23        formally controlled, or has been formally sanctioned,  
24        or chartered, by the governing body of an Indian

1 tribe or tribes, or which meets the criteria for eligi-  
2 bility set forth in section 354(a) of this part;

3 “(4) the term ‘institution of higher education’  
4 means an institution of higher education as defined  
5 by section 1201(a) of this Act, except that clause  
6 paragraph (2) of such section shall not be applica-  
7 ble; and

8 “(5) the term ‘part D institution’ means any in-  
9 stitution which receives assistance under this part.

10 **“SEC. 353. GRANTS TO INSTITUTIONS; GENERAL AUTHOR-**  
11 **IZATION; USE OF FUNDS.**

12 “From the amounts available under section  
13 369(a)(4), in any fiscal year the Secretary shall make  
14 grants to Tribal Colleges and Universities which meet the  
15 requirements of subsection (a) of section 354 and have  
16 applications approved by the Secretary for any of the fol-  
17 lowing uses:

18 “(1) Purchase, rental, or lease of scientific or  
19 laboratory equipment for educational purposes, in-  
20 cluding instructional and research purposes.

21 “(2) Construction, maintenance, renovation,  
22 and improvement in classroom, library, laboratory,  
23 and other instructional facilities, including purchase  
24 or rental of telecommunications technology equip-  
25 ment or services.

1           “(3) Support of faculty exchanges, faculty de-  
2           velopment, and faculty fellowships to assist in at-  
3           taining advanced degrees in their field of instruction.

4           “(4) Academic instruction in disciplines in  
5           which American Indians are underrepresented.

6           “(5) Purchase of library books, periodicals, and  
7           other educational materials, including telecommuni-  
8           cations program material.

9           “(6) Tutoring, counseling, and student service  
10          programs designed to improve academic success.

11          “(7) Funds management, administrative man-  
12          agement, and acquisition of equipment for use in  
13          strengthening funds management.

14          “(8) Joint use of facilities, such as laboratories  
15          and libraries.

16          “(9) Establishing or improving a development  
17          office to strengthen or improve contributions from  
18          alumni and the private sector.

19          “(10) Establishing or enhancing a program of  
20          teacher education designed to qualify students to  
21          teach in elementary or secondary schools, with a  
22          particular emphasis on teaching American Indian  
23          children and youth, that shall include, as part of  
24          such program, preparation for teacher certification.

1           “(11) Establishing community outreach pro-  
 2           grams which will encourage American Indian ele-  
 3           mentary and secondary students to develop the aca-  
 4           demic skills and the interest to pursue postsecondary  
 5           education.

6           “(12) Other activities proposed in the applica-  
 7           tion submitted pursuant to section 354 that—

8                   “(A) contribute to carrying out the pur-  
 9                   poses of this part; and

10                   “(B) are approved by the Secretary as part  
 11                   of the review and acceptance of such applica-  
 12                   tion.

13   **“SEC. 354. ELIGIBILITY AND APPLICATIONS.**

14           “(a) ELIGIBILITY.—To be eligible to receive assist-  
 15           ance under this part, an institution must meet the follow-  
 16           ing criteria:

17                   “(1) INSTITUTION.—An institution which—

18                           “(A) receives assistance under the Tribally  
 19                           Controlled Community College Assistance Act  
 20                           of 1978 (Public Law 95–471);

21                           “(B) receives assistance under title III,  
 22                           part H of the Carl D. Perkins Vocational and  
 23                           Applied Technology Education Act;

24                           “(C) is enabled under the Snyder Act (23  
 25                           U.S.C. 34) as an institution owned or operated



1 by the Bureau of Indian Affairs, or such insti-  
2 tution's successor entity;

3 “(D) receives assistance under part I, title  
4 XV of this Act (American Indian, Alaska Na-  
5 tive, and Native Hawaiian Culture and Arts  
6 Development Act); or

7 “(E) receives funding under the Edu-  
8 cational Equity in Land-grant Status Act of  
9 1994.

10 “(2) ENROLLMENT.—An institution which has  
11 students a majority of whom are American Indians  
12 or Alaskan Natives.

13 “(3) ACCREDITATION.—An institution which is  
14 accredited by a nationally recognized accrediting  
15 agency or association determined by the Secretary to  
16 be a reliable authority for the quality of training of-  
17 fered, or is, according to such an agency or associa-  
18 tion, making reasonable progress toward accredita-  
19 tion.

20 “(b) APPLICATION.—Any institution desiring to re-  
21 ceive assistance under this part shall submit an applica-  
22 tion to the Secretary at such time, in such manner, as  
23 the Secretary may by regulation reasonably require. Each  
24 such application shall include—

1           “(1) a 5-year plan for improving the assistance  
 2           provided by the Tribal College or University to In-  
 3           dian students, increasing the rates at which Indian  
 4           high school students enroll in higher education, and  
 5           increasing overall postsecondary retention rates for  
 6           Indian students; and

7           “(2) such enrollment data and other informa-  
 8           tion and assurances as the Secretary may require.

9           “(c) SPECIAL RULE.—For the purposes of this part,  
 10          a Tribal College or University which is eligible for and  
 11          receives funds under this part shall not concurrently re-  
 12          ceive funds under part A.”.

13          (b) CONFORMING AMENDMENTS.—Part F (as redes-  
 14          ignated by section 2(a)(1)) is amended—

15               (1) in section 361(b)(1) (as redesignated by  
 16               section 2(a)(3)), by striking “part C)” and inserting  
 17               “part D)”;

18               (2) in section 361(b)(6) (as so redesignated), by  
 19               striking “section 357” and inserting “section 367,  
 20               except that for purposes of part D, paragraphs (2)  
 21               and (3) shall not apply”;

22               (3) in section 362 (as so redesignated), by  
 23               striking “part A” each place it appears and insert-  
 24               ing “part A, C, or D”;

1           (4) in section 363(a)(2) (as so redesignated), by  
2       striking “Native American colleges and universities”  
3       and inserting “American Indian Tribal Colleges and  
4       Universities”;

5           (5) in section 363(a)(3) (as so redesignated), by  
6       inserting after “special consideration for grants  
7       awarded under part B” the following: “, and of the  
8       types of activities referred to in section 353 that  
9       should receive special consideration for grants  
10      awarded under parts C and D”;

11          (6) in section 366(a) (as so redesignated), by  
12      inserting “, C, or D” after “institution eligible under  
13      part B”;

14          (7) in section 367 (as so redesignated)—

15              (A) by striking “The funds” and inserting  
16              “(a) IN GENERAL.—”; and

17              (B) by adding at the end the following new  
18      subsection:

19      “(b) EXCEPTION.—For purposes of part D of this  
20      title, paragraphs (2) and (3) of subsection (a) shall not  
21      apply.”;

22          (8) in section 369(a) (as so redesignated), by  
23      inserting after paragraph (3) (as added by section  
24      2(b)(4)) the following new paragraph:

1           “(4) PART D.—There are authorized to be ap-  
 2           propriated to carry out part D, \$50,000,000 for fis-  
 3           cal year 1998 and such sums as may be necessary  
 4           for each of the four succeeding fiscal years.”; and

5           (9) in section 369(e) (as so redesignated)—

6                   (A) by striking “(3)” and inserting “(4)”;

7                   (B) by striking “part C” and inserting  
 8           “part D”; and

9                   (C) by striking “section 331” and inserting  
 10          “section 351”.

11 **SEC. 4. TRIO CONTRACTING CONSIDERATIONS.**

12          Section 402A(c) is amended—

13               (1) by striking “(1) PRIOR EXPERIENCE.—In  
 14          making grants” and inserting the following:

15                   “(1) CONSIDERATIONS.—

16                           “(A) PRIOR EXPERIENCE.—In making  
 17          grants”;

18               (2) by inserting after paragraph (1)(A) (as re-  
 19          designated by paragraph (1) of this section) the fol-  
 20          lowing new subparagraph:

21                           “(B) ADDITIONAL CONSIDERATIONS.—In  
 22          making grants and contracts under this chap-  
 23          ter, the Secretary shall consider (i) the degree  
 24          to which the applicant will serve student popu-  
 25          lations that are underrepresented in grants and

1 contracts previously made under this chapter;  
 2 and (ii) in the case of grants and contracts  
 3 awarded under sections 402B and 402C, the  
 4 degree to which the applicant serves individuals  
 5 from population groups with high dropout rates  
 6 from secondary schools. The level of consider-  
 7 ation given to the factors described in this sub-  
 8 paragraph shall be equal to the level of consid-  
 9 eration given for prior experience under sub-  
 10 paragraph (A).”; and

11 (3) in paragraph (2), by inserting “and other  
 12 additional considerations” after “prior experience”.

13 **SEC. 5. REVISION OF CAMPUS-BASED PROGRAMS ALLOCA-**  
 14 **TION FORMULA.**

15 (a) SEOG PROGRAM.—Section 413D is amended—

16 (1) by redesignating subsections (e) and (f) as  
 17 subsections (f) and (g), respectively; and

18 (2) by inserting after subsection (d) the follow-  
 19 ing new subsection:

20 “(e) ALLOCATION OF INCREASED APPROPRIATIONS  
 21 BASED ON FAIR SHARE.—Notwithstanding the preceding  
 22 provisions of this section, if for fiscal year 1999 or any  
 23 succeeding fiscal year the amount appropriated pursuant  
 24 to section 413A(b) for such fiscal year exceeds the amount  
 25 appropriated pursuant to such section for fiscal year 1998,

1 the Secretary shall allocate such additional appropriation  
 2 by allocating to each eligible institution which has an ex-  
 3 cess eligible amount (as determined under subsection  
 4 (c)(2)) an amount which bears the same ratio to such ad-  
 5 ditional appropriation as such excess eligible amount bears  
 6 to the sum of the excess eligible amounts of all such eligi-  
 7 ble institutions (having such excess eligible amounts).”.

8 (b) COLLEGE WORK-STUDY PROGRAM.—Section 442  
 9 is amended—

10 (1) by redesignating subsections (e) and (f) as  
 11 subsections (f) and (g), respectively; and

12 (2) by inserting after subsection (d) the follow-  
 13 ing new subsection:

14 “(e) ALLOCATION OF INCREASED APPROPRIATIONS  
 15 BASED ON FAIR SHARE.—Notwithstanding the preceding  
 16 provisions of this section, if for fiscal year 1999 or any  
 17 succeeding fiscal year the amount appropriated pursuant  
 18 to section 441(b) for such fiscal year exceeds the amount  
 19 appropriated pursuant to such section for fiscal year 1998,  
 20 the Secretary shall allocate such additional appropriation  
 21 by allocating to each eligible institution which has an ex-  
 22 cess eligible amount (as determined under subsection  
 23 (c)(2)) an amount which bears the same ratio to such ad-  
 24 ditional appropriation as such excess eligible amount bears

1 to the sum of the excess eligible amounts of all such eligi-  
 2 ble institutions (having such excess eligible amounts).”.

3 (c) FEDERAL PERKINS LOAN PROGRAM.—Section  
 4 462 is amended—

5 (1) by redesignating subsections (i) and (j) as  
 6 subsections (j) and (k), respectively; and

7 (2) by inserting after subsection (h) the follow-  
 8 ing new subsection:

9 “(i) ALLOCATION OF INCREASED APPROPRIATIONS  
 10 BASED ON FAIR SHARE.—Notwithstanding the preceding  
 11 provisions of this section, if for fiscal year 1999 or any  
 12 succeeding fiscal year the amount appropriated pursuant  
 13 to section 461(b) for such fiscal year exceeds the amount  
 14 appropriated pursuant to such section for fiscal year 1998,  
 15 the Secretary shall allocate such additional appropriation  
 16 by allocating to each eligible institution which has an ex-  
 17 cess eligible amount (as determined under subsection  
 18 (c)(2)) an amount which bears the same ratio to such ad-  
 19 ditional appropriation as such excess eligible amount bears  
 20 to the sum of the excess eligible amounts of all such eligi-  
 21 ble institutions (having such excess eligible amounts).”.

22 **SEC. 6. SPECIAL PROGRAMS FOR STUDENTS WHOSE FAMI-**  
 23 **LIES ARE ENGAGED IN MIGRANT AND SEA-**  
 24 **SONAL FARMWORK.**

25 (a) FINDINGS.—Section 418A is amended—

1           (1) by redesignating subsections (a) through (e)  
2           as subsections (b) through (f), respectively; and

3           (2) by inserting before subsection (b) (as so re-  
4           designated) the following:

5           “(a) FINDINGS.—The Congress finds as follows:

6                 “(1) Migrant workers are the most disadvan-  
7                 tagged economic subgroup in the Nation.

8                 “(2) Migrant workers are also the most educa-  
9                 tionally disadvantaged group in society.

10                “(3) The high school dropout rate for migrant  
11                children exceeds 50 percent, the highest dropout rate  
12                of any subgroup in the Nation.

13                “(4) The children of migrant families are the  
14                least likely of all children to participate in post-  
15                secondary education.

16                “(5) Successful participation by migrant stu-  
17                dents in high school and postsecondary education  
18                must be a national priority.

19                “(6) The high school equivalency program  
20                under this section has shown remarkable success  
21                rates in educating migrant young people who have  
22                dropped out of high school, with 69 percent of the  
23                students participating in the program attaining their  
24                high school diploma equivalent and over 70 percent



1 of those students continuing on to postsecondary  
2 education.

3 “(7) The college assistance migrant program  
4 under this section has successfully aided 96 percent  
5 of its migrant students in completing their first year  
6 of undergraduate education, with 73 percent of the  
7 students participating in the program going on to  
8 receive a baccalaureate degree.

9 “(8) Prior to the creation of the high school  
10 equivalency program and the college assistance mi-  
11 grant program, there is no record of a single son or  
12 daughter of a migrant family having completed col-  
13 lege. With the programs, hundreds of students re-  
14 ceive baccalaureate degrees annually.

15 “(9) The high school equivalency program and  
16 the college assistance migrant program are model  
17 programs for reversing dropout statistics and pro-  
18 moting successful participation in higher education  
19 by migrant students.

20 “(10) The high school equivalency program and  
21 the college assistance migrant program should be ex-  
22 panded to reach more students and should be con-  
23 sidered as potential models for the development of  
24 other programs to serve disadvantaged populations  
25 with high dropout rates and low college attendance

1 rates. Limited funding for the programs allows them  
 2 to serve fewer than one in ten of the students eligi-  
 3 ble to benefit from the programs.”.

4 (b) CONSIDERATION OF PRIOR EXPERIENCE; CO-  
 5 ORDINATION OF SERVICES.—Section 418A is amended—

6 (1) in subsection (f) (as so redesignated by sub-  
 7 section (a)), by striking “PERIOD; CONSIDERATION  
 8 OF PRIOR EXPERIENCE.—” and inserting “PE-  
 9 RIOD.—”;

10 (2) by inserting after such subsection the fol-  
 11 lowing:

12 “(g) CONSIDERATIONS.—

13 “(1) PRIOR EXPERIENCE.—”;

14 (3) by transferring and inserting the last 2 sen-  
 15 tences of such subsection (f) after the paragraph  
 16 heading for subsection (g)(1); and

17 (4) by adding at the end of subsection (g) the  
 18 following:

19 “(2) COORDINATION OF SERVICES.—For the  
 20 purpose of making grants under this subpart, the  
 21 Secretary shall consider the degree to which the ap-  
 22 plicant demonstrates that the applicant will coordi-  
 23 nate its project with other local, State, and Federal  
 24 programs that provide health and education services  
 25 for migrant students.”.

1       (c) DATA COLLECTION.—Section 418A is amended  
2 by inserting after subsection (g) (as inserted by subsection  
3 (b)) the following:

4       “(h) DATA COLLECTION.—

5               “(1) LONGITUDINAL STUDY.—The Secretary  
6 shall develop and conduct a longitudinal study of—

7                       “(A) the educational attainment of mi-  
8 grant students; and

9                       “(B) the health and education needs of  
10 such students.

11               “(2) NATIONAL CENTER FOR EDUCATION STA-  
12 TISTICS.—The Assistant Secretary for Educational  
13 Research and Improvement appointed under section  
14 202(b) of the Department of Education Organiza-  
15 tion Act, through the National Center for Education  
16 Statistics—

17                       “(A) shall collect—

18                               “(i) data on migrant students as part  
19 of the common core of data collected by  
20 such center; and

21                               “(ii) postsecondary education data on  
22 migrant students; and

23                       “(B) shall maintain such data in a manner  
24 such that it is discernible from data collected on  
25 other student groups.

1           “(3) OTHER DATA.—The Secretary shall collect  
2       data on migrant students in any case where the Sec-  
3       retary collects data on students on a racial or ethnic  
4       basis.”.

5       (d) AUTHORIZATION OF APPROPRIATIONS.—Section  
6   418A is amended—

7           (1) by redesignating subsections (f) and (g) as  
8       subsections (i) and (j), respectively; and

9           (2) in subsection (j) (as so redesignated)—

10           (A) in paragraph (1)—

11                   (i) by striking “\$15,000,000” and in-  
12                   serting “\$30,000,000”; and

13                   (ii) by striking “1993” and inserting  
14                   “1999”;

15           (B) in paragraph (2)—

16                   (i) by striking “\$5,000,000” and in-  
17                   serting “\$15,000,000”; and

18                   (ii) by striking “1993” and inserting  
19                   “1999”; and

20           (C) by adding at the end the following:

21       “(3) There are authorized to be appropriated to carry  
22   out subsection (h)(1) \$5,000,000 for fiscal year 1999 and  
23   such sums as may be necessary for each of the 4 succeed-  
24   ing fiscal years.”.

1 (e) SPECIAL RULE.—Section 418A is amended by  
2 adding at the end the following:

3 “(k) SPECIAL RULE.—

4 “(1) IN GENERAL.—For any fiscal year for  
5 which appropriations for the high school equivalency  
6 program exceed \$20,000,000, and the appropriations  
7 for the college assistance migrant program exceed  
8 \$10,000,000, and for which such appropriations are  
9 made after the date of the enactment of this sub-  
10 section, the Secretary may use up to \$5,000,000  
11 from each such amount to make grants to eligible  
12 institutions (as defined in paragraph (2)) that dem-  
13 onstrate, to the satisfaction of the Secretary, that  
14 they—

15 “(A) will use the funds to provide services  
16 described in subsection (c)(1)(B) to migrant  
17 students enrolled at the institution; and

18 “(B) will assist such students to meet the  
19 costs of attending the institution through  
20 means such as charging migrant student who  
21 are not residents of the State in which the insti-  
22 tution is located a discounted tuition otherwise  
23 offered only to in-State residents.

24 “(2) ELIGIBLE INSTITUTION DEFINED.—For  
25 purposes of paragraph (1), an eligible institution is

1 an institution that, during the most recently com-  
 2 pleted academic year preceding the fiscal year for  
 3 which funds are made available to the institution  
 4 under such paragraph—

5 “(A) qualified as a Hispanic-serving insti-  
 6 tution (as defined in section 335(1)) or a part  
 7 B institution (as defined in section 322(2));

8 “(B) did not have any projects receiving  
 9 assistance under subsection (b) or (c) located at  
 10 the institution or at a nonprofit organization  
 11 working in cooperation with the institution; and

12 “(C) had enrolled at least 30 first-year mi-  
 13 grant students.”.

14 (f) TECHNICAL CORRECTIONS.—Section 418A is  
 15 amended—

16 (1) in subsection (b)(1)(B)(i), by striking “or  
 17 whose parents, have” and inserting “or whose  
 18 spouse or parent, have”; and

19 (2) in subsection (c)(1)—

20 (A) in subparagraph (A), by striking  
 21 “themselves or whose parents have” and insert-  
 22 ing “themselves, or whose spouse or parent,  
 23 have”; and

24 (B) in subparagraph (E), by inserting “intern-  
 25 ships,” after “academic programs,”.

1 **SEC. 7. AMENDMENT TO DEFAULT RATE LIMITATION PRO-**  
 2 **VISIONS.**

3 Section 435(a)(2)(C) is amended—

4 (1) by redesignating clauses (ii) and (iii) as  
 5 clauses (iii) and (iv), respectively; and

6 (2) by inserting after clause (i) the following  
 7 new clause:

8 “(ii) an Hispanic-serving institution within  
 9 the meaning of section 316(b)(1) of this Act;”.

10 **SEC. 8. LOAN FORGIVENESS.**

11 (a) **GUARANTEED LOANS.**—Section 437 is amend-  
 12 ed—

13 (1) in the section heading, by striking out the  
 14 period at the end thereof and inserting in lieu there-  
 15 of a semicolon and “**LOAN FORGIVENESS FOR**  
 16 **TEACHING**”;

17 (2) by amending the heading for subsection (c)  
 18 to read as follows: “**DISCHARGE RELATED TO**  
 19 **SCHOOL CLOSURE OR FALSE CERTIFICATION.—**”;  
 20 and

21 (3) by adding at the end thereof the following  
 22 new subsection:

23 “(e) **CANCELLATION OF LOANS FOR TEACHING.—**(1)  
 24 The Secretary shall discharge the liability of a borrower  
 25 of a loan made under this part by repaying the amount

1 owed on the loan, to the extent specified in paragraph (3),  
2 for service described in paragraph (2).

3 “(2) A loan shall be discharged under paragraph (1)  
4 for service—

5 “(A) as a full-time teacher for service in an  
6 academic year in a public or other nonprofit private  
7 elementary or secondary school which is in the  
8 school district of a local educational agency which is  
9 eligible in such year for assistance pursuant to title  
10 I of the Elementary and Secondary Education Act  
11 of 1965, and which for the purpose of this para-  
12 graph and for that year has been determined by the  
13 Secretary (pursuant to regulations and after con-  
14 sultation with the State educational agency of the  
15 State in which the school is located) to be a school  
16 in which the enrollment of children counted under  
17 section 1124(c) of the Elementary and Secondary  
18 Education Act of 1965 exceeds 30 percent of the  
19 total enrollment of that school;

20 “(B) as a full-time staff member in a preschool  
21 program carried on under the Head Start Act which  
22 is operated for a period which is comparable to a full  
23 school year in the locality if the salary of such staff  
24 member is not more than the salary of a comparable  
25 employee of the local educational agency;



1           “(C) as a full-time special education teacher, in-  
2           cluding teachers of infants, toddlers, children, or  
3           youth with disabilities in a public or other nonprofit  
4           elementary or secondary school system, or as a full-  
5           time qualified professional provider of early interven-  
6           tion services in a public or other nonprofit program  
7           under public supervision by the lead agency as au-  
8           thorized in section 676(b)(9) of the Individuals With  
9           Disabilities Education Act;

10           “(D) as a member of the Armed Forces of the  
11           United States, for service that qualifies for special  
12           pay under section 310 of title 37, United States  
13           Code, as an area of hostilities;

14           “(E) as a volunteer under the Peace Corps Act  
15           or a volunteer under the Domestic Volunteer Service  
16           Act of 1973;

17           “(F) as a full-time law enforcement officer or  
18           corrections officer for service to local, State, or Fed-  
19           eral law enforcement or corrections agencies;

20           “(G) as a full-time teacher of mathematics,  
21           science, foreign languages, bilingual education, or  
22           any other field of expertise where the State edu-  
23           cational agency determines there is a shortage of  
24           qualified teachers;

1           “(H) as a full-time nurse or medical technician  
2           providing health care services; or

3           “(I) as a full-time employee of a public or pri-  
4           vate nonprofit child or family service agency who is  
5           providing, or supervising the provision of, services to  
6           high-risk children who are from low-income commu-  
7           nities and the families of such children.

8   For the purpose of this paragraph, the term ‘children with  
9   disabilities’ has the meaning set forth in section 602(a)(1)  
10 of the Individuals with Disabilities Education Act.

11       “(3)(A) The percent of a loan which shall be canceled  
12 under paragraph (1) of this subsection is—

13           “(i) in the case of service described in subpara-  
14           graph (A), (C), (F), (G), (H), or (I) of paragraph  
15           (2), at the rate of 15 percent for the first or second  
16           year of such service, 20 percent for the third or  
17           fourth year of such service, and 30 percent for the  
18           fifth year of such service;

19           “(ii) in the case of service described in subpara-  
20           graph (B) of paragraph (2), at the rate of 15 per-  
21           cent for each year of such service;

22           “(iii) in the case of service described in sub-  
23           paragraph (D) of paragraph (2), not to exceed a  
24           total of 50 percent of such loan at the rate of 12½  
25           percent for each year of qualifying service; or

1           “(iv) in the case of service described in sub-  
2       paragraph (E) of paragraph (2) at the rate of 15  
3       percent for the first or second year of such service  
4       and 20 percent for the third or fourth year of such  
5       service.

6           “(B) If a portion of a loan is discharged under sub-  
7       paragraph (A) for any year, the entire amount of interest  
8       on that loan that accrues for that year shall also be dis-  
9       charged by the Secretary.

10          “(C) Nothing in this section shall be construed to au-  
11       thorize refunding of any repayment of a loan.

12          “(4) The amount of a loan, and interest on a loan,  
13       that is canceled under this subsection shall not be consid-  
14       ered income for purposes of the Internal Revenue Code  
15       of 1986.

16          “(5) No borrower may, for the same volunteer serv-  
17       ice, receive a benefit under both this subsection and sub-  
18       title D of title I of the National and Community Service  
19       Act of 1990 (42 U.S.C. 12571 et seq.).

20          “(6) The Secretary shall specify in regulations the  
21       manner in which lenders shall be reimbursed for loans  
22       made under this part, or portions thereof, that are dis-  
23       charged under this subsection.

24          “(7) If the list of schools in which a teacher may per-  
25       form service pursuant to paragraph (2) is not available

1 before May 1 of any year, the Secretary may use the list  
 2 for the year preceding the year for which the determina-  
 3 tion is made to make such service determination.

4 “(8) Any teacher who performs service in a school  
 5 which—

6 “(A) meets the requirements of paragraph (2)  
 7 in any year during such service; and

8 “(B) in a subsequent year fails to meet the re-  
 9 quirements of such subsection,

10 may continue to teach in such school and shall be eligible  
 11 for loan cancellation pursuant to paragraph (1) with re-  
 12 spect to such subsequent years.”.

13 (b) DIRECT LOANS.—Part D of title IV is amended  
 14 by inserting after section 458 (20 U.S.C. 1087h) the fol-  
 15 lowing new section:

16 **“SEC. 459. CANCELLATION OF LOANS FOR CERTAIN PUBLIC**  
 17 **SERVICE.**

18 “(a) CANCELLATION OF PERCENTAGE OF DEBT  
 19 BASED ON YEARS OF QUALIFYING SERVICE.—

20 “(1) IN GENERAL.—The percent specified in  
 21 paragraph (3) of the total amount of any loan made  
 22 under this part shall be canceled for each complete  
 23 year of service after such date by the borrower  
 24 under circumstances described in paragraph (2).

1           “(2) QUALIFYING SERVICE.—Loans shall be  
2       canceled under paragraph (1) for service—

3           “(A) as a full-time teacher for service in  
4       an academic year in a public or other nonprofit  
5       private elementary or secondary school which is  
6       in the school district of a local educational  
7       agency which is eligible in such year for assist-  
8       ance pursuant to title I of the Elementary and  
9       Secondary Education Act of 1965, and which  
10      for the purpose of this paragraph and for that  
11      year has been determined by the Secretary  
12      (pursuant to regulations and after consultation  
13      with the State educational agency of the State  
14      in which the school is located) to be a school in  
15      which the enrollment of children counted under  
16      section 1124(c) of the Elementary and Second-  
17      ary Education Act of 1965 exceeds 30 percent  
18      of the total enrollment of that school;

19          “(B) as a full-time staff member in a pre-  
20      school program carried on under the Head  
21      Start Act which is operated for a period which  
22      is comparable to a full school year in the local-  
23      ity if the salary of such staff member is not  
24      more than the salary of a comparable employee  
25      of the local educational agency;

1           “(C) as a full-time special education teach-  
2           er, including teachers of infants, toddlers, chil-  
3           dren, or youth with disabilities in a public or  
4           other nonprofit elementary or secondary school  
5           system, or as a full-time qualified professional  
6           provider of early intervention services in a pub-  
7           lic or other nonprofit program under public su-  
8           pervision by the lead agency as authorized in  
9           section 676(b)(9) of the Individuals With Dis-  
10          abilities Education Act;

11          “(D) as a member of the Armed Forces of  
12          the United States, for service that qualifies for  
13          special pay under section 310 of title 37, Unit-  
14          ed States Code, as an area of hostilities;

15          “(E) as a volunteer under the Peace Corps  
16          Act or a volunteer under the Domestic Volun-  
17          teer Service Act of 1973;

18          “(F) as a full-time law enforcement officer  
19          or corrections officer for service to local, State,  
20          or Federal law enforcement or corrections agen-  
21          cies;

22          “(G) as a full-time teacher of mathematics,  
23          science, foreign languages, bilingual education,  
24          or any other field of expertise where the State

1 educational agency determines there is a short-  
2 age of qualified teachers;

3 “(H) as a full-time nurse or medical tech-  
4 nician providing health care services; or

5 “(I) as a full-time employee of a public or  
6 private nonprofit child or family service agency  
7 who is providing, or supervising the provision  
8 of, services to high-risk children who are from  
9 low-income communities and the families of  
10 such children.

11 For the purpose of this paragraph, the term “chil-  
12 dren with disabilities” has the meaning set forth in  
13 section 602(a)(1) of the Individuals with Disabilities  
14 Education Act.

15 “(3) PERCENTAGE OF CANCELLATION.—(A)  
16 The percent of a loan which shall be canceled under  
17 paragraph (1) of this subsection is—

18 “(i) in the case of service described in sub-  
19 paragraph (A), (C), (F), (G), (H), or (I) of  
20 paragraph (2), at the rate of 15 percent for the  
21 first or second year of such service, 20 percent  
22 for the third or fourth year of such service, and  
23 30 percent for the fifth year of such service;

1           “(ii) in the case of service described in  
2           subparagraph (B) of paragraph (2), at the rate  
3           of 15 percent for each year of such service;

4           “(iii) in the case of service described in  
5           subparagraph (D) of paragraph (2), not to ex-  
6           ceed a total of 50 percent of such loan at the  
7           rate of 12½ percent for each year of qualifying  
8           service; or

9           “(iv) in the case of service described in  
10          subparagraph (E) of paragraph (2) at the rate  
11          of 15 percent for the first or second year of  
12          such service and 20 percent for the third or  
13          fourth year of such service.

14          “(B) If a portion of a loan is canceled under  
15          this subsection for any year, the entire amount of in-  
16          terest on such loan which accrues for such year shall  
17          be canceled.

18          “(C) Nothing in this section shall be construed  
19          to authorize refunding of any repayment of a loan.

20          “(4) DEFINITION.—For the purpose of this sec-  
21          tion, the term “year” where applied to service as a  
22          teacher means an academic year as defined by the  
23          Secretary.

24          “(5) TREATMENT OF CANCELED AMOUNTS.—  
25          The amount of a loan, and interest on a loan, which



1 is canceled under this section shall not be considered  
2 income for purposes of the Internal Revenue Code of  
3 1986.

4 “(6) PREVENTION OF DOUBLE BENEFITS.—No  
5 borrower may, for the same volunteer service, receive  
6 a benefit under both this section and subtitle D of  
7 title I of the National and Community Service Act  
8 of 1990 (42 U.S.C. 12571 et seq.).

9 “(b) SPECIAL RULES.—

10 “(1) LIST.—If the list of schools in which a  
11 teacher may perform service pursuant to subsection  
12 (a)(2)(A) is not available before May 1 of any year,  
13 the Secretary may use the list for the year preceding  
14 the year for which the determination is made to  
15 make such service determination.

16 “(2) CONTINUING ELIGIBILITY.—Any teacher  
17 who performs service in a school which—

18 “(A) meets the requirements of subsection  
19 (a)(2)(A) in any year during such service; and

20 “(B) in a subsequent year fails to meet the  
21 requirements of such subsection,

22 may continue to teach in such school and shall be  
23 eligible for loan cancellation pursuant to subsection  
24 (a)(1) with respect to such subsequent years.”.

1 **SEC. 9. WORK-STUDY TUTORING FOR HEP/CAMP STUDENTS.**

2 Section 443(b)(5) is amended—

3 (1) by inserting “(A)” after “except that”; and

4 (2) by inserting before the semicolon at the end  
 5 the following: “; and (B) such Federal share shall  
 6 equal 100 percent of such compensation in the case  
 7 of students employed in the work-study program to  
 8 tutor students who are eligible for and receiving  
 9 services under subpart 5 of part A of this title”.

10 **SEC. 10. PROGRAMS FOR TEACHING AND COUNSELING EX-**  
 11 **CELLENCE.**

12 (a) PROGRAMS FOR TEACHING EXCELLENCE.—The  
 13 Act is amended by striking title V and inserting the follow-  
 14 ing:

15 **“TITLE V—PROGRAMS FOR**  
 16 **TEACHING AND COUNSELING**  
 17 **EXCELLENCE**

18 **“PART A—TEACHER EDUCATION AND**  
 19 **PROFESSIONAL DEVELOPMENT**

20 **“SEC. 501. PROGRAMS FOR TEACHING EXCELLENCE.**

21 “(a) PURPOSE.—It is the purpose of this section to  
 22 provide funds to institutions of higher education and con-  
 23 sortia of institutions of higher education and local edu-  
 24 cational agencies to reform teacher education and profes-  
 25 sional development programs to address the demographic,

1 economic, and technological changes occurring in the  
2 United States.

3 “(b) PROGRAM AUTHORIZED.—The Secretary shall  
4 award grants to institutions of higher education and con-  
5 sortia of an institution of higher education and a local  
6 educational agency (as defined in section 14101 of the El-  
7 ementary and Secondary Education Act of 1965) to carry  
8 out the purpose of this section.

9 “(c) USES OF FUNDS.—A recipient of a grant under  
10 this section shall use the grant for one or more of the  
11 following:

12 “(1) Technology training for elementary and  
13 secondary school teachers and counselors.

14 “(2) Training bilingual education teachers.

15 “(3) Recruiting minorities into the teaching and  
16 counseling professions.

17 “(4) Training elementary and secondary school  
18 teachers in methodology to raise academic achieve-  
19 ment for all students.

20 “(d) APPLICATIONS.—An institution or consortium  
21 that desires to receive a grant under this section shall sub-  
22 mit an application to the Secretary at such time and in  
23 such manner as the Secretary shall specify.

24 “(e) PRIORITY.—In awarding grants under this sec-  
25 tion, the Secretary shall give priority to applicants that

1 are a consortium of an institution of higher education and  
 2 a local educational agency.

3 “(f) AUTHORIZATION OF APPROPRIATIONS.—There  
 4 are authorized to be appropriated to carry out this section  
 5 \$350,000,000 for fiscal year 1999 and such sums as may  
 6 be necessary for each of the 4 succeeding fiscal years.”.

7 (b) COUNSELING GRANTS.—The Act is amended—

8 (1) by transferring chapter 4 of subpart 2 of  
 9 part A of title IV to title V;

10 (2) by inserting such chapter after section 501  
 11 (as inserted by subsection (a)); and

12 (3) by amending such chapter to read as fol-  
 13 lows:

14 **“PART B—PROGRAMS FOR COUNSELING**  
 15 **EXCELLENCE**

16 **“SEC. 511. AIM HIGH GRANTS.**

17 “(a) PROGRAM AUTHORITY.—From amounts appro-  
 18 priated under section 513, the Secretary shall award  
 19 grants to develop model programs—

20 “(1) to counsel students, at an early age, and  
 21 parents about college opportunities, high school ad-  
 22 vanced placement courses and test requirements,  
 23 study skill development, precollege requirements, the  
 24 college admissions procedure, career exploration in  
 25 the public and private sector and highly technical

1 fields, financial aid opportunities, and student sup-  
2 port services that are specially designed or cus-  
3 tomized for use in specific geographic, social, and  
4 cultural environments;

5 “(2) which stimulate community partnerships  
6 with schools by providing tutoring, mentoring, work  
7 experiences, exposure to college campuses, and other  
8 services which support making postsecondary edu-  
9 cation a realistic goal for all students; or

10 “(3) to provide in-service training to equip  
11 guidance counselors to prepare them for new edu-  
12 cational reform indicators, such as testing, high  
13 standards curricula, changing high school and col-  
14 lege entrance requirements, and improved informa-  
15 tion about college opportunities.

16 “(b) PRIORITIES IN SELECTION.—The Secretary  
17 shall give priority to those model programs which are di-  
18 rected at areas which have a high proportion of minority,  
19 limited English proficiency, economically disadvantaged,  
20 disabled, nontraditional, or at-risk students, or students  
21 from a home in which a language other than English is  
22 spoken, and those model programs which serve these stu-  
23 dents from rural or urban environments.

24 “(c) PROPOSAL REQUIREMENTS.—

1           “(1) TAILORING.—To receive a grant under  
 2           subsection (a)(1), the proposal submitted to the Sec-  
 3           retary shall demonstrate that the counseling on col-  
 4           lege opportunities, precollege requirements, the col-  
 5           lege admissions procedure, and financial aid oppor-  
 6           tunities (including early intervention counseling), is  
 7           tailored to a specific geographic, social or cultural  
 8           environment.

9           “(2) COMMUNITY PARTNERSHIPS.—To receive a  
 10          grant under subsection (a)(2), the proposal submit-  
 11          ted to the Secretary shall demonstrate the active in-  
 12          volvement of a local educational agency and at least  
 13          one of the following:

14               “(A) Local businesses.

15               “(B) Local community colleges or univer-  
 16          sities.

17               “(C) Community or education groups.

18          “(3) GOALS AND OUTCOMES.—To receive a  
 19          grant under this section, each proposal shall contain  
 20          a statement of specific, measurable goals and meth-  
 21          ods for obtaining statistics on the number of partici-  
 22          pants who continue on to postsecondary education.

23   **“SEC. 512. DIFFUSION ACTIVITIES.**

24          “(a) COLLECTION OF INFORMATION.—The Secretary  
 25          shall collect information concerning—

1           “(1) programs supported under section 511 and  
2           programs of demonstrated effectiveness which coun-  
3           sel students about college opportunities, precollege  
4           requirements, the college admissions procedure, and  
5           financial aid opportunities;

6           “(2) early intervention programs of dem-  
7           onstrated effectiveness which set students on the  
8           path toward staying in school and pursuing a post-  
9           secondary education;

10           “(3) model programs which counsel students in  
11           specific environments, such as urban, rural, and sub-  
12           urban; and

13           “(4) model programs which develop school/com-  
14           munity partnerships to provide mentoring, tutoring,  
15           work experiences and other services which support  
16           making postsecondary education a realistic goal for  
17           all students.

18           “(b) DISSEMINATION.—The Secretary shall ensure  
19           that the information collected under subsection (a) is dis-  
20           seminated.

21   **“SEC. 513. AUTHORIZATION OF APPROPRIATIONS.**

22           “There are authorized to be appropriated  
23           \$35,000,000 for fiscal year 1999 and such sums as may  
24           be necessary for each of the 4 succeeding fiscal years to  
25           carry out this part.”.

1 **SEC. 11. GRADUATE PROGRAMS.**

2 Section 942 is amended by adding at the end the fol-  
3 lowing new subsection:

4 “(d) FUNDING PRIORITY.—The Secretary shall pro-  
5 vide priority in funding to grant applicants that provide  
6 programs which enroll students who are underrepresented  
7 in graduate and professional programs and that recruit  
8 such students from part B, part C, and part D institutions  
9 under title III of this Act.”.

10 **SEC. 12. POSTSECONDARY IMPROVEMENT PROGRAMS.**

11 Section 1001 is amended—

12 (1) by redesignating paragraphs (7) and (8) as  
13 paragraphs (8) and (9), respectively; and

14 (2) by inserting after paragraph (6) the follow-  
15 ing new paragraph:

16 “(7) developing innovative methods for ensuring  
17 the successful transfer of students from 2-year to 4-  
18 year institutions;”.

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